IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION 18 OF 2005
IN
SECOND APPEAL NO.22 OF 2005

Smt.Avubai Bhargav Darekar
Since deceased through her legal
representative Deepak Satyagraha
Darekar .. Applicant
V/s
Champa @ Suvarna Satyagraha
Darekar & Another .. Respondents

Mr.Uday Warunjikar for the Applicant.
Mr.Anilkumar Patil for the Respondent No.1.

CORAM: A.S.OKA,J.
DATE : 05.05.2005.

P.C.:

1. Rule. Respondent No.1 waives service. Heard Advocates appearing for the parties. Effect of dismissal of the suit filed by the Appellant plaintiff is that the decree passed in favour of the Respondent No.1 holding that she has a charge over the suit property for the maintenance will continue to operate. There is no basis for apprehension expressed by the Applicant that the Respondent No.1 will create third party interests in respect of the suit property. Hence the application is rejected.

JUDGE